


31 August 1959

MEMORANDUM FOR THE RECORD

SUBJECT: Employment of Retired Reserve Officers - Dual  
Compensation and Dual Employment Restrictions

1. Because of the number of questions which arise in this area and the confusion as to the state of the law which has changed rapidly in recent years, it should be noted that retired reserve officers may be employed in a civilian capacity with the Federal Government without any restriction as to compensation or type of employment. This is true regardless of the reason for retirement, e.g., longevity, disability, etc.

2. The latest Comptroller General Decision on this subject is 36 Comp. Gen. 808, which refers to the Court of Claims cases of Tanner, Madden, Leonard and Toma. Other useful information on this subject may be found in Reference Guide to Employment Activities of Retired Naval Personnel, published by the Department of the Navy, Office of the Judge Advocate General (September 1957).

  
Assistant General Counsel

OGC/JDM:jcr

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